FOR ATTORNEY GENERAL WILLIAM M. SHIPP, OF MECKLENBURG.

SECOND DISTRICT : FOR THE 42D CONGRESS L. W. HUMPHREY, OF WAYNE.

FOR THE 42D CONGRESS A. M. WADDELL, OF NEW HANOVER. SECOND DISTRICT : FOR THE 41ST CONGRESS

THIRD DISTRICT

C. J. O'HAGAN, OF PITT. Brig. Gen. Dockery.

party in unmeasured terms. If the conduct of Colonel Kirk does not

es at such remote points. shall see whether the "Gen." denounces Gov. Holden and his party in such "unmeasured terms" as he did at Whiteville.

Col. Waddell.

A letter from a friend at Lumberton in forms us that Col. Waddell met the enemy at that place on last Saturday and the valliant "Brig, Gen'l" has never yet readministered to him on that occasion .-Waddell gave up his own appointment at Wadesboro' for the purpose of meeting Dockery at Lumberton, and will henceforth follow him around on his canvassan attention that Dockery will probably appreciate very highly. This we think a wise thing on Col. Waddell's part, as Dockery will bear watching. There are a few idiosyncrasies of his that sometimes lead these are more plainly apparent, -as has been proven by actual experiment, -when Col. Waddell is away than when he is

extraneous influences are brought to bear. Our friends there are confident of two hundred majority for Waddell and Shipp. Proceedings in Habeas Corpus.

better able to understand the questions involved in the contest before Chief Justice Pearson, for the release of the parties arrested by Kirk and his men, we publish

With the plain letter of the law between them, our readers can see for themselves what a high-handed outrage Governor Holden has committed upon the rights of the people. The power to punish Governor Holden for this flagrant violation of the constitution and laws he has sworn to support, rests in the hands of the people, whose liberties he has wantonly attacked. who will have the nerve and the justice to impeach the usurper for his crimes and drive him from the office he now holds. the Senate, his power will be at an end.

This a question far above party. Let all good citizens, all law abiding men, however much they may differ in other things, agree in the purpose to vote for no man impeachment of Holden.

The Last Outrage_Kirk's Men Invade

tered that place, and seized and carried off Ranolina, for refuge.

the Militia of North Carolina, is an insult of so grave a character, that nothing but the amplest apology and the promptest much mistaken in the character of the man, ernor Holden to restore Mr. Gunn unharmprotection Messrs. Mason and SLIDELL during the late war.

when any person charged in any State with of life is far beyond and far above any crime shall flee from justice and be found in another State, he shall on demand of the Executive authority of the State from which he fled be delivered up to be removed to the State having jurisdiction of the crime: but it nowhere gives the right to the Governor of one State to send a band of armed men into another State to precept, not to the Sheriff of Caswell make arrests by their own authority for

Unless this act be promptly atoned for it will doubtless lead to the gravest complications between the two States. Whether Governor Holden will defy Governor WALKER as he has done Chief Justice

Pearson remains to be seen. Whether Governor WALKER will be content to vindicate the insulted honor of his State by saying that the law is on his side, but that he has only moral power wherewith to execute it, remains also to be seen. The infatuation of Governor Holden is so great that no man can predict with any certainty what course he will tutional rights or relieved of their constipursue. We trust that this crowning proof of the reckless disregard of law and force. The Chief Justice also says : of right will satisfy the Northern people of the purpose of Governor Holden and of employs to accomplish it.

Judge Pearson's Decision

We lay before our readers this morning the opinion of Chief Justice Pearson, in the case of Adolphus C. Mcore, now in custody of Col. Kirk, and the petitioner for the writ of Hobeas Corpus to enquire Jernment. into the legality of his imprisonment.

word and act that we always desire to tion also falls to the ground. surrection in those counties, and that it from the following telegram : We learn from a private letter cannot be suspended so long as the Con-Saturday last, and that he denounced Hol- writ of Habeas Corpus or to order the trial by the Chief Justico of his own State: cording to the laws of the land.

In spite of this, however, and in spite of faces to interfere. suit his military superior-Gen. Dockery the insolent refusal of Col. Kirk to obey -he should take more active measures to the writ. Chief Justice Pearson declines to Ex parte, Moore and others. The Chief not have dared to resist. ed." Now be it remembered that the Chief JEFFRIES their curses and execrations. Justice has just decided that the Governor could not disobey the writ of Habeas In a resent article in the Raleigh Stand disobey it was an illegal order; the act of rages, says was, however, a legal order and the act of political opinions."

upon our first page the law pertaining to it to be his duty "to leave grave matters feace, but as they swear, in accordance with proceedings upon writs of Habeas Corpus. dier to show cause for making a flippant ties were all Radicals. the imprisonment of his officers simply as jail by the latter.

Not content with their outrages in North however, that His Honor, Judge Mitchell, the parties made affidavits to the facts for not casting his vote on next Thursday. Carolins, Kirk's men have gone beyond will not have so great an aversion to "turn- therein contained, and by the time they If we can by any means forget the past; ing out to the election. her limits and committed an act, that if ing from grave matters," and that for a get the Governor to send "Kirk's men" forget how we have been plundered and done in Europe, and not promptly dis- while he will disport himself in "the glad- to Sampson, we suppose the other three robbed; how oppressively we have been avowed, would at once bring on open war. some light of jurisprudence," as Lerd Coke will be captured and be lodged in jail, taxed, and how much we must yet be tax-The following telegram explains itself : hath it, and take a little healthful recre- ready to be taken to Yancovville for mili- ed to meet the indebtedness and the ordi-RICHMOND, July 22 .- A telegram from Dan- ation in "ruling up" this rude soldier, so tary trial. ville, Virginia, says last night a party of Colonel fond of flippant speeches and rough jests, This is a true and simple statement of State; if we can forget our ruined hopes; Kirk's North Carolina colored State troops en- and teach him the reverence due to the the Standard's Sampson Ku-Klux horror, our destroyed credit; our almost hopeless dolph -Gunn, who had fled there from North Car- law of the land. The Chief Justice says of and shows the real foundation of much of future, certainly we cannot forget the war- law of the land. The Chief Justice says of and shows the real foundation of much of future, certainly we cannot forget the war-The invasion of the State of Virginia by dence upon which it rests comes in a questorders his military to imprison the lead- fellow-citizens; we cannot forget the disavowal can atone for it. We are very intention to reflect upon the character of him? if Governor Walker does not require Gov. Kirk and who made the affidavit .-

the gentleman who served the writ on The affidavit is as follows: Whether this be his intention or not is a ed to Virginia soil, just as England re- matter of no import, however, for the quired the United States to restore to her character of Col. ALEXANDER C. McALIS-TER for truth, for integrity, for intelligence, for courage, for honor, for consci-The Federal Constitution provides that entious devotion to duty in every relation The oath is this, or as nearly this as I can re-M. Pearson, open or covert.

insolence, the Chief Justice grants a precept to bring the prisoner before him. without, however, granting authority to summon the posse comitatus and directs the Newman, Jim Cooper, Green Underwood, Gabe Boyal, all colored. I have been a member of this county, but to the Marshal of the Supreme Crumpler administered the oath to me, holding Court, who is to execute it by simply up my right hard. The meetings of this organization were held at Virgil Crumpler's house, on serving it on the Governor.

of the county is based upon the ground himself Scott A. Litcher, and carried him about that the men who constitute this power of where March Howard whipped him, the said the county are insurgents. As the insurrection there is "a novel kind of insurrection." and "unlike other insurrections," and as the with a covering of cloth. After Scott was whipped a gun was fired off, pretended to be fired at said Scott. Think that Lewis Howard fired the gun. Do not know that Scott was relief to the said scott. tutional obligations, the objection has little with shot gans and pistols.

belongs to the militia. The Governor is by the July, 1870. constitution "Commander in Chief of the militia the true character of the men whom he of the State," Art. III, Sec. 8. So the power of the county is composed of men who are under the command of the Governor; shall those men

be required to violate, with force, the orders of their Commander in Chief, and do battle with his other forces that are already in the field? In short, the whole physical power of the State is y the constitution under the control of the Covernor ; the Judiciary has only a moral power ; by the theory of the constitution there can be no onflict between these two branches of the Gov-

Unfortunately for this position of the We have given to this opinion all the learned Chief Justice, the constitution does consideration the importance of the ques- not bear him out in the assertion that every tion demands. We brought to its con- able bodied man in the State belongs to sideration a strong hope and an earnest the Militia, but subjects to Militia desire to find it of such a character that duty only those who are between we could give it our unqualified approba- the ages of twenty-one and forty years of tion. Our hopes are, however, so far from age. As a posse composed of men unbeing justified that we can scarcely find der twenty-one and over forty years of fitting language in which to express our age, and not belonging to the Militia or views concerning the course of the Chief liable to the Governor's orders can, in Justice, and yet preserve the deference in point of fact, be obtained, the last objec-

maintain toward the Judiciary of the land. The practical result of this gigantic farce degree of LL. D. at the recent commence- the well established reputation of the busi-Chief Justice Pearson decides that the is, in reality, to sustain Gov. Holden ; to pended in Alamance and Caswell by the ple of North Carolina the shadow, and bestowed. Governor's proclamations of a state of in Gov. Holden so understands it, as appears

"NORTH CAROLINA .- The following dispatch exthat this redoubtable officer spoke at stitution is the Supreme law, and that the plains itself. Governor Holden has command of the position in North Carolina, and is new sus-Whiteville, in Columbus county, on Governor has no power to disobey the tained by the President of the United States and of A. G. Moore, the petitioner for the writ while in the General Assembly, to promote den's militia and the extravagance of his of any citizen otherwise than by jury, ac- Forney, editor of the Chronicle: Habeas corpus Col. Kirk. case just decided. Chief Justice Pearson substantially sustains the State government and re-fuses to interfere. W. W. Holden,

'Chairman State Republican Ex. Com.' Judge Pearson has considered the case restrain him than the making of speech- grant an attachment against him, on the as if he and Governor Holden were the ground that there was sufficient excuse for only parties thereto. He has unquestion-When he again visits Wilmington we the refusal, in the fact that he was acting ably placed the Governor in the wrong under the orders of his military superior, upon the record; but he has unquestionthe Governor. The insolence accompany. ably, also, sacrificed the poor men who are ing the refusal he passes by as "the flip- now languishing in prison. Had authoripant language of a rude soldier" and in the ty been given to summon the power of nature of the "surplusage," we suppose, the county to take these prisoners from referred to by the learned Judge in the case the hands of Kirk, Gov. Holden would

Justice says: "So we have this case. Col. With an opportunity to gain for himself ceived a more severe exceriation than was Kirk is commanded by the Chief Justice an immortality of fame, Chief Justice to produce the body. He is ordered by Pearson has preferred so to act as to damn his Commander-in-Chief not to obey the himself to everlasting infamy. Instead of writ. What was the man to do. He transmitting his name to the end of time elected to obey his orders. In my opinion with that of the great Mansfield freighted there was sufficient excuse for refusing to with the blessings of each succeeding genreturn the writ. The motion is not allow eration, he has preferred to share with a

Sampson County Ku-Klux,

Corpus. The order, then, to Col. Kirk to ard, recounting a number of alleged out

disobeying was an illegal act. The order | And a colored man, who was on the streets of Gunn, in the town of Danville. How the ruffian

obedience in making a return thereto Now for the facts. This negro is known Robeson county will do her duty, if no would have been a legal act. It follows, in Sampson as William Scott, and has the therefore, according to Judge Pearson, appearance of being a half Indian. He the weight of his name and office are used as to heard what they knew before. The only that Col. Kirk had a right to make his said in different conversations that he came election between a legal act and an illegal from Duplin, Northampton and Wake. He one, and that his election to do an illegal was a total stranger in Sampson. On Monthing was a justification, or at least a day morning he remarked to a negro that In order that our readers, who are not "sufficient excase" for failing to do a legal it would not be long before there would with the welcome which Tom Corwin desired to familiar with legal proceedings, may be set made imperative upon him by the or- not be a chicken left to crow in Sampson, der of the Chief Justice of the highest as he intended to have Kirk and his men judicial tribunal in the State. Comment there. That night Scott was whipped, as described in the following affidavit, by ne- Washington or at Long Branch, The Chief Justice says he does not feel gross who did not know him, for no of

however, in treating Kirk's message that to state, as indicative of the good feeling charge of the vessel.

STATE OF NORTH CAROLINA,) copy of the Evidence before J. E. Barden, J.

Wash Howard being sworn, testifies: That Virgil Crumpler, colored, is the highest officer of amongst us as General. He, Virgil Crumpler, member: "To keep all things secret, and if a Yanceyville? nember tells anything, he is to be killed." Virdanger from any assault from Richmond gil Crumpler swore the members to do any and everything he should order them to do through Thomas Sutler, the Captain. To kill a man or Having refused to punish Kirk for his men, to burn houses or anything that he, Virgil Crumpler, should order. The members to this secret organization is, Virgil Crumpler, General Thomas Butler, Captain; Wash Howard, Smith Herring, Marsh Howard, Lewis Howard, Lou Owens, Charley Crumpler, Wrin Herring, Thad. secret organization about three weeks. Virgil The reason assigned for not directing the precept to the Sheriff of the county is that it would bring on war, because of Col. Kirk's anticipated resistance,

The reason assigned for not directing or three times a week. On Monday night, the 18th of July. 1870, I, Wash Howard, with Thad. Newman, Jim Cooper, Marsh Howard and Lewis Howard, all colored, went to the house of Tony White, colored, in the county of Sampson, and State of North Carolina. The refusal to allow the use of the power and took therefrom a colored man who called Scott striking him some eight or ten licks present with a shot gun; his face concealed Several of the members of this society go armed, Sworn and subscribed to before me, J. E. Bar-

> Wash M Howard. (Signed) J. E. BARDEN, J. P.

STATE OF NORTH CAROLINA, SAMPSON COUNTY.

Thad Newman and Jim Cooper, colored, sworn, estifies: That the facts set forth in the foregoing affidavit are true to the best of my knowldge and belief, except that Thad Newman has not yet taken the oath. Sworn and subscribed to before me, a Justice in Clinton, this, the 25th day of July, 1870.

THAD M NEWMAN, J. E. BARDEN, J. P. JAMES COOPER.

Columbus County. Colonel Robert STRANGE and Major J. A. ENGREHARD will address the citizens of Columbus county at Whiteville on Saturlay, July 30th.

Judge R. R. Heath,

Our former fellow-citizen and distinguished jurist, Hon. ROBERT REED HEATH,

Gov. Holden's Response,

We publish elsewhere the letter of Governor Holden to Chief Justice Pearson de-

The letter is respectful, indeed, almost kindly relations between the Chief Justice at large from the opinion of the for- ton. mer to justify his refusal to grant the friendly request to release Moore, we presume the little understanding between these angust personages will be settled without any greater regard for the rules of the Code of Henor than they have exhibited for that they will "live together like brothwarped by party rage."

Seriously speaking, we think there can ernor Holden and Chief Justice Pearson. 'Order reigns in Warsaw."

Invarion of Virginia.

Kirk's Virginia invasion, says:

succeeded in this and made good his escape we of the W: & W. R. R. of the Chief Justice to produce the body Raleigh yesterday, was recently most inhuman-ly scourged in the county of Sampson for his are at a loss to conjecture; but, accepting the cate the rights and honor of the State. Let him force the President of the United States to meet the issue, and in a personal inter-We should deplore to see the quiet of the Commonwealth broken. We trust that every peaceof our honor and jurisdiction; but, if these fail, we sincerely trust that the next time Kirk or his In the meantime we call on the Governor to only give an outlet there.

meet the question thus thrust upon us, and to meet it before the President, whether he be in Duty of Conservatives.

To-day week the people of North Careand turn aside to put a rule on a rude sol- the orders of a secret League. These par- lina will be called upon to vote. Upon the fence of myself, as the people of Onslow result of that election the direction of the speech." That Kirk is a "rude soldier" Scott left immediately, without making civil affairs of the State for the next two we were fully prepared to believe before complaint, having passed through Clinton, years will greatly depend. In view of the W. R. R., before the other route was pathizers are almost always on the grand are we had this official judicial declaration. the county seat, on the day Brig. Gen. short-comings and misgovernment of the brought to their notice. And I yet trust are members or sympathizers unblushingly com That the insolent meseage sent by the Dockery spoke, on his way to the railroad. party in power, and especially in view of officer of the Court to the Chief Justice, A colored man, Samuel Crumpler, after- the terrible condition in which the State is announcing that the great writ of Hubeas wards told some gentlemen that he thought now, it is the imperative daty of every been granted. Respectfully, Corpus was played out is only "flippant lan- it was his duty to tell them of the plot to good and law-abiding citizen of North Carguage" we cannot admit. We sincerely get Kirk's men into the county, by repre- olina to vote. If we stand aloof we cannot Let them send to the next Legislature men trust that His Honor, Judge Mitchell, senting that Scott had been Ku-Kluxed, at least escape the consequences of our inwhose writs Kirk tore in pieces and whose when in fact it had all been made up by difference, should it succeed in defeating officer he imprisoned, will not so far fol- the negroes themselves. A State's warrant the friends of law and order, reform and low judicial precedent and "the reason was immediately issued against the parties economy. We are all embarked in one Upon impeachment and conviction before of the thing" as to consider Kirk's last to the affidavit and three others. The boat, and must prosper or suffer through performance as simply the rough jest of a latter, however, escaped and have not the competency and honesty, or the incom- tion of the citizens of Holden township criminals and offenders against the laws of the rude soldier. If the Chief Justice be right, since been heard from. It may be well petency and dishonesty of these who have assembled at Burgaw Depot on Saturday, der the anspices of the Klan referred to, they German Confederation.

the writ had played out merely as a "flip- between the races in Sampson, and the re- There can be no possible excuse for any by calling Dr. R. Sanders to the chair pant speech," we do not feel sure that spect shown to the law, that these parties to remain from the polls. No want of a for the Legislature who does not favor the Judge Mitchell will not be justified in con- were arrested by one white man and sev- local ticket; no indifference to the indivisidering the destruction of his writs and eral negroes, and guarded and taken to duals who may be the nominees; no disappointments; no business; nothing but the meeting to be for the purpose of apa bit of playful pleasantry. We trust, When brought before the Magistrate imperative necessity can justify any man pointing a committee to urge upon the nary and extraordinary expenses of the of election. the motion for an attachment, "the evi- the evidence upon which Governor Holden fare which Holden is waging against our Dr. W. T. Ennett. tionable shape, extraneous matter put into ing citizens of the State. Can it be true blood-thirsty secundrels be is employing an affidavit of service to excite projudice." that Kirk has a number of trained East | 6 accomplish his diabolical work; surely We presume that the Chief Justice has no Tennessee emissaries to make work for we cannot forget such gentlemen as Judge KERR, and Hon. S. P. HILL, and DR.

ROAN, and HENDERSON SCOTT, and the other good and true men who are lying in jail at the mercy of Kirk and Holden, imin North Carolina so craven-hearted as to turn a deaf car to the appeals which come

more than ever important that the next Attorney General of the State should be a vindicate the majesty of the law. By all means let every friend of law and order. of civil government, go to the polls and Matthew Faison's land, in Sampson county, State Halifax, Edgecombe and Warren may with a little whip. Lewis Howard, colored, was minority, her twenty-five hundred Conzens who are not divested of their consti-tentional rights or relieved of their consti-tentional rights or relieved of their consti-was orders from Virgil Crumpler, the General. combe and the twelve hundred of Warren, regardless of the result of their county elections. Let the people of those coun- to the point, and judging from the ap- Finally, he concludes as follows: "Again; every able-bodied man in the State at my office in Clinton, this the 25th day of ties, and Craven and Richmond and plause, took well with both the colored Bladen, and others do their whole duty, and we believe we can promise that the people of the State will elect such a

Legislature as will repay its for our efforts in behalf of Judge SHIPP.

it if we would. Let us meet it, then, like it f the Peace for Sampson county, at my office men-like freemen-like North Carolinians.

> For the Journal. The Onslow Railroad.

Messrs. Editors :- In your paper of the 6th instant, I find in the editorial columns an article giving an account of the Railroad Meeting at Jacksonville, on the 4th instant, which intimated that I was "un- Bryant, Charles Garick. wittingly led to make an attack upon the merchants of Wilmington."

I regret that my remarks were so construed. I certainly did not intend to make of Memphis, Tenn., was honored with the any statement which would reflect upon ment of Dartmouth College, Hanover, N. ness men of Wilmington. I made no writ of Habeas Corpus has not been sus- give to him the substance and to the peo- H. An honor was never more worthily charges against them, but I did speak freely against Wilmington as a market solely for the people of Ouslow.

I stated that it was due to the merchants of Wilmington, and so informed the peoclining to obey the order for the surrender ple of Onslow, that I was nided by them "Raleigh, N. C., July 23, 1870.- To John W. of Habeas Corpus, now in custody of as far as possible, the interest of my conof Wilmington as a market. They used affectionate in its tone, and indicates very their influence to the repealing of laws persons" in the above mentioned counties. which operated against the people of the

> Steamer that Wilmington promised to the people of Onslow some time ago, in case they would raise five thousand dollars towards the purchase of said Steamer. The amount, I am reliably informed, was raised, but the Steamer did not make its appear those of the Code of Civil Procedure, and ance. I made this statement not with the eight murders have been committed, including view to detract one iota from the reliabiliers," even though they may not be "un- ty and sincerity of the merchants of Wilmington, but to prove that men are prone to stare undertakings which, in the im- not entirely in the hands of men who belong to be no doubt as to the friendly understand- poverished condition of the country, they ing during this whole farce between Goy- are unable to carry out. And further, Mr. Editor, I was assured by some of the Commission Merchants that Wilmington actually shielded them from arrest and punishwould aid the Onslow Branch of the W. ties, though in the hands of energetic, learned & W. R. R. A prominent Railroad gen- and upright men, has not been able to The Norfolk Virginian, in speaking of tleman, from whose store of experience in opinion, based on facts, that have come to Railroad matters facts and figures were my knowledge, that the life of the Judge, whose duty it is to ride the circuit to which the We have telegraphic information that Kirk has obtained in favor of the coast line, pro- said counties belong, has not been safe, on achad the audacity to make an armed invasion of mised me aid in the way of opening books count of the hatred entertained towards him by and soliciting stock to the Onslow Branch

I said nothing to the people of Onslow fact as stated, we call on the Governor to vindi- about Wilmington but what I am willing State, partly political and partly social in its obto reiterate. When I showed Wilmington to be subject to more costs and expense view bring him to a recognition of the fact that than Newbern, the people of Onslow only sanction these arlitrary and intolerable outrages. difference between me and the New Hanover delegation was the least expensive rest upon all other citizens to respect the laws nl means will be resorted to for the protection and most expeditious route to get to market. I favored a route which would give people of the State; that the members of this the people of Onslow the advantages of competing markets. The New Hanover ciple of political and civil equality, on which the see extended to the American troops by the Mex. delegation proposed to run a line direct to the city of Wilmington which would with arms, in uniform of a certain kind intended

As to the answer I gave Col. Fremont. when asked if I would oppose the coast! were informed by me that aid might be

J. C. McMillan. The publication of this letter was un avoidably delayed.

For the Journal. JULY 25, 1870.

Messys, Editors: At a short notice a porthe 23d instant, and organized a meeting and requesting R. N. Bloodworth to act as principles of habeas corpus and trial by jury.

The Chairman explained the object of people the necessity of registering and go- the insurgents. The civil and the military are

On motion of Dr. Ennett the Chairman appointed a committee of five to take this matter in hand, and to use every exertion and facility to have a full turn out the day

The following were the committee appointed, viz: W. T. Bannerman, S. P.

was added to the committee.

tained his heaters for nearly an hour in

his usual earnest way of speaking, vindi-

cating the Conservative cause and urging prisoned without warrant, and will doubt- upon the people the necessity of electing less be tried without jury. Is there a man good men-men who could be trusted and would take a pride in batto him from within the prison walls of welfare of North Carolina. Such men grace and infamy.

> R. T. SANDERS, Chairman. R. N. BLOODWORTH, Secretary.

The crisis is upon us and we must meet with the exception of County Surveyor, it squarely in the face. We cannot avert the candidate for which has not yet been announced:

For the Senate-Col. Wm. A. Allen. For House of Representatives-James J. Scott.

For County Treasurer-Simon B. Tay-

For Register of Deeds-Z. M. Costin. For County Commissioners-Christopher Stephens, Jere. Spicer, Daniel Russell, Jas.

For Coroner-Thomas J. Jarman. For Sheriff-Frank. Thompson.

From the Baleigh Standard. The Governor and the Chief Justice. EXECUTIVE DEPARTMENT, RALEIGH, July 26, 1870.

O THE HONORABLE R. M. PEARSON, Chief Justice of the Supreme Court of Nort Sin :- I have had the honor to receive, by the bands of the Marshal of the Supreme Court, a

copy of your Opinion in the matter of A. G. the writ in his hands for the body of said Moore, now in the custody of my subordinate officer. Col. George W. Kirk. Caswell in a state of insurrection, and have taken | Justice Pearson the citizens of Alamance canata

military possession of them. This your Honor stituents, as a trading people, and the city stitution and laws." And not only this, "but to orders. His refusal is in reply to an order of the do all things necessary to suppress the insurrec- | Chief Justice to produce the men. tion," including the power to "arrest all suspected that the citizens of the Counties of Alamanee and the Governor, and as the latter quotes country and to the detriment of Wilming and Caswell are insurgents, as the result of the Yancoyville to try those under mirest. Constitutional and lawful action of the Executive and that, therefore, you will not issue the writ for In my remarks I did allude to the the production of the body of Moore to any of the men of the said counties; that "the posse comi taius must come from the county where the writ is to be executed," and that any other means

I have official and reliable information that is the counties above named, during the last twelve months, not less than one hundred persons, "in the peace of God and the State" have been taken from their homes and sconrged, mainly if not en tirely on account of their political opinions; that preventing the estrangement of France and an ther State Senator has been compelled from fear for his life, to make his escape to a distact State. I have reason to believe that the governnents of the said counties have been mainty if the Ku-Klux Klan, whose members have perpetrated the atrocities referred to; and that the county governments have not merely omitted to ferret out and bring to justice those of this Klan who have thus violated the law, but that they ment. The State judicial power in the said connbring criminals to justice; indeed, it is my the Klan referred to, because of his wish and Napoleon in the projected treaty, and implicate be it known to your Honor that there is a wide-The Constitutional Union ('uard' secondly, as The White Brotherhood,"- thirdly, as "The .b. visible Empire;"-that the members of this organization are united by oaths which ignore or repudiate the ordinary oaths or obligations that and to uphold the government: that these onths icculeste hatred by the white against the colored Klan are irreconcilably hostile to the great prin-

to conceal their persons and their horses, and to terrify those whom they assault or among whom they move ; that they hold their camps in secre places, and decree judgment against their peac route last winter, I call upon my colleague, able fellow-citizens, from mere intimidation t Dr. Armstrong, of Duplin, to state in your scourgings, mutilations and murder, and that columns. I make these statements in do certain persons of the Klan are deputed to exmost difficult to obtain bills of indictment agains expected from the city of Wilmington in them, and still more dislicult to convict them milding the Onslow Branch of the W. & first, because some of the members or their syn that the merchants and business men of mit perjury to screen their confederates and as-Wilmington will lend a helping hand to sociates in crime; that this Klan, thus constituthe road for which so liberal a charter has | ted and having in view the objects referred to, i very powerful in at least twenty-five counties of the State, and has had absolute control for th last twelve months of the counties of Alamance

> Under these circumstances I would have been recreaat to duty and faithless to my cath, if I had not exercised the power in the several conn ties which your Honor has been pleased to say I have exercised Constitutionally and lawfully; eg , by proclamations and by letters, invoked public opinion to repress these evils, and warned fate that must in the end overtake them, if unshould persist in their course. I beg to assure your Honor that no one subscribes more thoroughly than I do to the great

Except in extrame cases, in which beyond all mestion 'the safety of the State is the supreme law," these privileges of habeas corpus and trial

I have already declared that, in my judgment your Honor and all the other civil and indicial alike Constitutional powers; the civil to protect life and property when it can, and the military only when the former has failed. As the Chief Executive I seek to restore, not to subvert the judicial power. Your Honor has done your duty, i designed merely to influence public opinion in and in perfect harmony with you I seek to do England."

It is not I nor the military power that has supplanted the civil authority; that has been done by the insurrection in the counties referred to .-I do not see how I can restore the civil authority until I "suppress the insurrection," which your Honor declares I have the power to do; and to the civil authority until that authority is re-It would be a mockery in me to declare On motion of Maj. Hines the Chairman | that the civil authority was unable to protect the citizens against the insurgents, and then turn the insurgents over to the civil authority. My There being no further business before oath to support the Constitution makes it imperthe meeting, Major Hines was called upon restore the civil authority in the counties referfor a speech, and came forward and enter. | red to, and this I must do. In doing this I renew to your Honor expressions of my profound respect for the civil authority, and my earnest wish that this authority may soon be restored to every county and neighborhood in the State, I have the honor to be, with great respect,

Your ob't serv't, W. W. HOLDEN,

A Judicial Bogberry.

We have read the opinion of Chief Juswere to be found in the persons of Shipp, tico Pearson, in the habous corpus cases Waddell and McClammy. At the close of which have been brought before him as a Vote for Judge Shirp if no other candi- Maj. Hines' remarks, calls were made for consequence of Holden's high-handed date is offered for your suffrage. It is now Dr. Ennett, who came forward and ad- measures. It is easy to see that the Judge dressed the meeting in a stirring and very is one of Holden's sympathizers. He eximpressive speech for an hour. He told ouses Holden, excuses Kirk who is Holthe people that he was no candidate for den's tool, and then excuses himself for the treaty offered by the French Emperor to Bistrue, able and honest man; one who will office, but had never failed to contribute excusing them. Nevertheless, with a great marck. In its comments, the Correspondence his mite towards the advancement of his show of independence, he decides that says, that the Emperor waived all opposition to party when called upon, and it was with whilst Governor Holden; is the sole judge the German unification, provided Prussis would pleasure that he would speak to them and as to whether the counties declared by abet the French acquisition of Luxembourg and advise them with regard to their interest him to be in insurrection are in that con- the reduction of Belgium. The minutes of the vote for Judge Shipp for Attorney Gen- as in common with the interests of all true dition, the Governor has no power to sus- proposed treaty, in Benedetti's autograph, are eral. What though the Conservatives of North Carolinians. He appealed to the pend the writ of habeas corpus. Naturally preserved in the War Office, in Berlin. Before the colored people and implored them to look the reader will suppose that such being war of 1866, between Prussia and Austria, Napoto their interests; that their interests were law, Kirk was fined and imprisoned for re- leon had offered to aid Prussis with an army of have no local tickets in the field, and those identified with the interests of the whole fusing to obey Judge Pearson's writ. But 300,000 men, with which to attack Austria, as an people, and to come out to the election not so. The Judge says Kirk was equally they have as important a duty to perform and vote for the principles of Conserva- bound to obey both his and Holden's as those in counties where their party is tism, which would secure them the enjoy- orders, and as he elected to obey in the ascendancy. New Hanover, except That taxation must be reduced, the gov-Wake, has the largest Conservative vote of ernment must be administered on a more out the posse comitatus to enforce his any county in the State, and though in a economical plan, reckless extravagance writ. Not at all. He says the posse comiand open dishonesty must be checked, tatus and the militia are one and the same arrived at New York yesterday afternoon at halfservatives have it in their power to elect cils of State. All this can be accomplished he has the power to call out in these cases Judge Surpr if they will turn out and unite by going out to the election and casting is that of the very counties which Holden with the eighteen hundred Conservatives your votes for Shipp, Waddell and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it of the very counties which Holden and Modeclares to be in insurrection, and that it is the very counties which have been unroofed, and the very counti redeem good old North Carolina from dis- men, all of whom are already, as militiamen, under the orders of the Governor, if These speeches were both in order and they would only obey these orders!

"The writ will be directed to the marorders the petitioner to be delivered to the father of eight small children.

Onslow County. - The following is the marshal, well; if not, following the example of the county of full Conservative ticket for Onslow county, ple of Chief Justice Tancy, in Merriman case (Annual Cyclopedia for the year 1861. page 555), I have discharged my duty, the power of the judiciary is exhausted, and the responsibility must rest on the Execu-

See, now, Dogberry's instructions to bis watch: " Dogberry: You shall comprehend all

vagrom men. You are to bid any man stand in the prince's name "Second Watch: How if he will not stand ?

"Dogberry: Why, then, take no note of him, but let him go; and presently call the rest of the watch together, and thank God you are rid of a knave."-Richmon!

LATEST NEWS BY TELEGRAPH.

The Governor Can't See the Moral Sussion of the Chief Justice_Citizens to be Tried by Military Commission, &c.

Governor Holden refuses to surrender to Chiarrosted and now detained by Kirk, through his

Kirk has now in custody over one hundred con-Your Honor has thought proper also to declare | zans. It is said that Governor Holden has a dered a Military Commission to assemble at

Rochefort has been arrested. Hohenzollera is in bad odor at Berlin, its recipitate deck usion of the Spanish cambidature

that of a State Senator, on the same account; that Many German deserters have come in French

A decree has been published declaring the ilenpress Begent during the Emperor's aleence. The Departments have declared a etste of

Another decree calls out 90,000 of the contin-BERLIN, July 27.

The rapid and vast war preparations extin guish the inquietude caused by French bossted readiness for war. LONDON, July 27. The Pall Mall Gazette says now that the French

designs are known England must propare for

ly to influence opinion in England.

ted by his men, who had heard that he latered to surrender to the Spaniards The Cuban Chiefs Festure, Castellanes and Prore recently visited General Caros' campo not find the General, who had left for Menanara

longing to Carlo Garcoi's band of brigatele, who neighborhood of Bejucal. Beyon of them tory been identified and sentenced to death.

General Goyeneche has arrived in Havan

The Journal Official has an article this morn ing on the pretended treaty recently published in the London Times having for its object the acquisition of Luxemburg and Belgium by Franc on condition of Franco's not opposing the Union

The article says that after the treaty of Franci in 1866 several conferences were held at Berlin between Count Von Bismarck and the French Ambassador on the subject of the projected alliance. Some of the ideas set forth in the Tonwere then advanced, but the French Govern ment never had any knowledge of the project as described, and as far as propositions, which were described at the interviews were mentioned. the Emperor rejected them. The Journal adds "It can escape the notice of no one that this publication, on the part of the London Times, is

All organs represent that the secret treaty was not seriously proposed by France, but rather a an attempt to test Bismarck.

The Emperor has given orders to treat prisoners with the utmost humanity. A circular from are only forbidden to mention the movements of troops or propositions for active operations, but they have the right to speak of events of the warin the light of accomplished facts. The Journal adds, as a matter of duty, a reminder to all per sons that the Penal Code i punishes with death any person giving intelligence of the movements of the army to the enemy. It also reminds nonpolitical papers that they are not entitled to print anything relative to the war.

Another circular from Ollivier calls upon the Bishops to offer up public prayers for the peace of France, her Chief, and the noble infant, who goes to battle at such a tender age, under the protec tion of Him who holds in His hands the fate of battles and the destinies of the people. At a time when our heroic army is on the march let us ask God to bless our armies and to grant that a glorious and durable peace may quickly follow the griefs and sacrifices of the war.

BERLIN, July 27. The Correspondence to-day prints the text of equivalent for the cassion to France of the territory on the left bank of the Rhine.

Telegraphic Chit Chat,

The Ocean Yacht race has terminated in the success of the Cambria, the English yacht, which

There have been terrific storms throughout Car-The athletics, of Philadelphia, best the Bed

Stockings, 11 to 7, at Cincinnati yesterday. A young woman was seen sitting beneath

the shade of a large maple tree on Broad and whites, and were no doubt the means shal of the Supreme Court, with instruc- street, Philadelphia, soliciting alms, with of strengthening the Conservative cause, tions to exhibit it and a copy of this opin- the following placard fastened around her ion to his Excellency the Governor. If he neck: "Blind for fifty years, and the